

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office OCT 28 2003

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed DEC 10 2001 under 68292-T

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The applicant **Round Mountain Gold Corp, Homestake Nevada Corp, BaRGold Corp dba Smoky Valley Common Operation**, hereby makes application for permission to change the point of diversion, place and manner of use of a portion of water heretofore appropriated under Certificate 13174 (Permit 44300)

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1. The source of water is **underground (SDW-20)**
2. The amount of water to be changed **0.006 cfs**
3. The water to be used for **mining activities (including reclamation), milling, and dewatering**
4. The water heretofore permitted for **mining, milling, and domestic**
5. The water is to be diverted at the following point **within the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 30, T.10N, R.44E, M.D.M., or at a point from which the NE corner of Section 29, T.10N., R44E bears N 72 degrees, 30 minutes, 52 seconds E for a distance of 5939.57 feet**
6. The existing permitted point of diversion is located within **the NE $\frac{1}{4}$  NW $\frac{1}{4}$  Section 30, T10N, R44E, M.D.B.&M. or at a point from which the SW corner of Section 19, T10N, R44E, M.D.B.&M. bears N. 79 degrees 31' W., a distance of 2,331.0 feet situated in Nye County, State of Nevada**
7. Proposed place of use within **Sections 17, 18, 19, 20, 29, 30 & 31, T10N, R44E, M.D.B.&M. (portions unsurveyed); Sections 13, 23, 24, 25, 26, 34, 35 & 36, T10N, R43E, M.D.B.&M.; Section 6, T9N, R44E; and Sections 1, 2, & 3 T9N, R43E, M.D.B.&M.**
8. Existing place of use within **Sections 17, 18, 19, 20, 29, and 30, T10N, R44E, M.D.B.&M. and Sections 13, 23, 24, 25 and 26, T10N, R43E, M.D.B.&M.**
9. Use will be from **January 01 to December 31** of each year.
10. Use was permitted from **January 01 to December 31** of each year.
11. Description of proposed works **Existing well.**
12. Estimated cost of works **\$11,500**
13. Estimated time required to construct works **Cased well with electric motor and submersible pump.**
14. Estimated time required to complete the application of water to beneficial use **Temporary right.**

70561-T

15. Remarks: This well will serve to dewater the mining pit and to ensure highwall stability. The water developed will be co-mingled with other water rights held by the applicant and will primarily be utilized for mining and milling activities, including associated reclamation activities.

By Gina Myers  
s/Gina Myers  
P.O. Box 480  
Round Mountain, NV 89045

Compared ag/ cmf \_\_\_\_\_

Protested \_\_\_\_\_

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WITHDRAWN BY APPLICANT MAY 11 2004  
*Justin Ricci, P.E.* STATE ENGINEER *CMT*